

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Ruben Alberto Paula-Arroyo**  
Docket No. **253002**  
L.C. No. **03-008065**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

If lieu of dismissing the case for lack of jurisdiction, the Court treats the claim of appeal as a delayed application for leave to appeal, and it is GRANTED. When the Wayne Circuit Court, Criminal Division entered an order on December 10, 2003 that reversed the dismissal and reinstated the case, the prosecutor lost its ability to claim an appeal as a matter of right from the November 20, 2003 order of dismissal. MCR 6.435(B), 7.202(6)(b)(i), and 7.203(A)(1). No further briefing is necessary as both parties have filed a brief on appeal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 22 2005

Date

*Sandra Schultz Mengel*

Chief Clerk